

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7450 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

JAYESHKUMAR B PATEL

Versus

STATE OF GUJARAT

Appearance:

Shri MEHUL SHARAD SHAH for the Petitioners

Shri BN PATEL for Respondent No.2

Shri VB GHARANIA for Respondent No.1

CORAM : MR.JUSTICE S.K.KESHOTE

Date of Decision 29/04/99

ORAL JUDGMENT

1. Learned counsel for the respondent No.2 states that the petitioners have already been appointed as Vidhya Sahayaks. They have accepted these appointments and joined the post of Vidhya Sahayak and they are working on that post.

2. Learned counsel for petitioners prays for time to take instructions from the petitioners. He further submits that claim of the petitioners is for appointment to the post of Assistant Teacher.

3. Learned counsel for the respondent No.2 contends that now the scheme is only to first appoint Vidhya Sahayak and not Assistant Teacher.

4. Be that as it may be. The statement made by the learned counsel for the respondent No.2 is to be accepted. When the petitioners have got their appointments without any objection on the post of Vidhya Sahayak, this writ petition has become infructuous.

5. In the result, this Special Civil Application is dismissed having become infructuous. Rule discharged. Ad-interim relief if any granted by this Court is vacated. No order as to costs. However liberty is granted to the petitioners for revival of this Special Civil Application in case of any genuine and real difficulty.

(S.K.Keshote,J.)

(pathan)